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*Attorney for Plaintiff
Van A. Pena, Ph.D., M.D.*

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

VAN A. PENA.

Plaintiff,

V.

JUDITH BJORNDAHL

Defendant.

Case No. C 00-04009 CW

**PLAINTIFF'S UNOPPOSED REQUEST
FOR A THIRTY (30) DAY EXTENSION
OF TIME TO FILE HIS FEE & COST
MOTION**

AND PROPOSED ORDER

Date: October 17, 2014
Courtroom: 2
Judge The Honorable Claudia Wilken
Trial Date November 4, 2013
Action Filed: October 31, 2001

NOW COMES PLAINTIFF VAN A. PENA, by and through his attorney of record, and hereby requests that this Court grant him a thirty (30) day extension of to file his fee motion. In support of this request, Plaintiff would show the Court the following:

1. Counsel for Plaintiff and Defendant have been negotiating in good faith the possibility of reaching a resolution of this case that would obviate an appeal¹ in this case and the need for this Court to rule on a motion for fees and costs.

¹ Defendant filed her Notice of Appeal because that is a jurisdictional deadline that cannot be extended by the parties or this Court.

1 2. Counsel for Defendant has agreed to a thirty (30) day extension to enable the
2 parties to continue the current negotiations.

3 3. Such an extension would be both in the interest of justice and judicial efficiency.

5 Dated: October 17, 2014

6 Respectfully Submitted,

7 _____
8 /s/
9 LAWRENCE J. KING
10 Attorney for Plaintiff

11 ~~PROPOSED~~ ORDER

12 Having reviewed Plaintiff's request for a thirty (30) day extension of time to file a motion
13 for fees & costs and finding good cause therefore, Plaintiff's request is hereby granted.

15 Dated: October 23, 2014

16 
The Honorable Claudia Wilken
United States District Judge